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PATENTS

Attorney Docket No. A085 CON

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re application of : William F. Kiesman, et al.
Application No. : 10/646,454 Confirmation No. : 9532
Filed : August 21, 2003
For : ADENOSINE RECEPTOR ANTAGONISTS AND
METHODS OF MAKING AND USING THE SAME
Group Art Unit : 1624
Examiner : Mark L. Berch

New York, New York
December 13, 2005

Mail Stop AF
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Appeals from the decision of the Primary Examiner final office action mailed June 14, 2005 and December 7, 2005 advisory action in which the rejection of claims 1-6, 11, 39, 41 and 42 was made final.

Applicants respectfully request an oral hearing before the Board of Appeals. The appropriate fee is submitted herewith.

Address all correspondence to:

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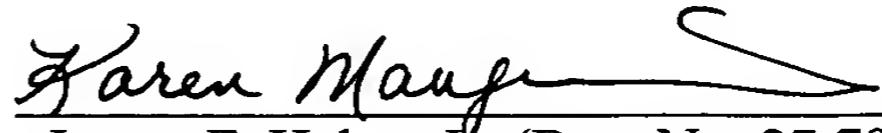
- A check in the amount of [] \$250.00 [] \$500.00 in payment of the [] appeal fee, [] appeal and oral hearing fees, is enclosed.
- The Director is hereby authorized to charge payment of any additional appeal fee, oral hearing fee, or both, or credit any overpayment of same, to Deposit Account No. 06-1075, Order No. 000454.0231. A duplicate copy of this Notice of Appeal form is enclosed.
- Please charge [] \$250.00 \$500.00 to Deposit Account No. 06-1075, Order No. 000454.0231 in payment of the appeal fee, [] appeal and oral hearing fees. A duplicate copy of this Notice of Appeal form is enclosed.

EXTENSION FEE

- The appropriate fee for a two-month extension of time to respond to the final office action (\$450.00) was timely paid on November 14, 2005.
- Please grant a three-month extension of time under 37 C.F.R. § 1.136(a) to respond to the June 14, 2005 Final Office Action. With this extension, a Response is due on or before December 14, 2005.
- The following extension fee is applicable to the Notice of Appeal filed herewith; [] \$120.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); [] \$450.00 extension fee for response within the second month pursuant to 37 C.F.R. § 1.136(a); \$570.00 (the difference between the extension fee for a third month, \$1,020.00, and the previously paid fee of \$450.00 for a two-month extension of time) extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); [] \$1,020.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); [] \$1,590.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); [] \$2,160.00 extension fee for fifth month pursuant to 37 C.F.R. § 1.136(a).
- A check in the amount of [] \$120.00; [] \$450.00; [] \$900.00; [] \$1,020.00; [] \$1,590.00; [] \$2,160.00; in payment of the extension fee is transmitted herewith.
- Please charge the [] \$120.00; [] \$450.00; \$570.00 (\$1,020 - \$450.00); [] \$1,020.00; [] \$1,590.00; [] \$2,160.00; extension fee to Deposit Account No. 06-1075, Order No. 000454.0231. A duplicate copy of this Notice of Appeal form is enclosed.

[X] The Director is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075, Order No. 000454.0231. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,



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